

Jones

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TEVA PHARMACEUTICALS USA, INC.,
TEVA PHARMACEUTICAL INDUSTRIES
LTD., TEVA NEUROSCIENCE, INC.,

and

YEDA RESEARCH AND DEVELOPMENT
CO. LTD.,

Plaintiffs,

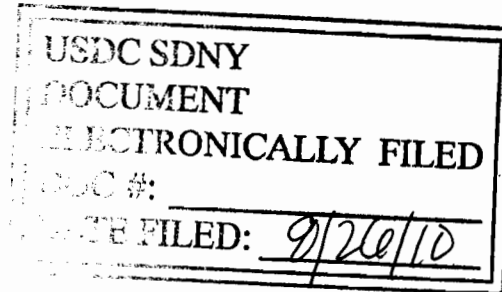
v.

SANDOZ INC., SANDOZ
INTERNATIONAL GmbH,
NOVARTIS AG,

and

MOMENTA PHARMACEUTICALS, INC.,

Defendants.



Index No. 08 CV 7611 (BSJ)

**STIPULATION AND ~~PROPOSED~~
ORDER OF DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiffs Teva Pharmaceuticals, USA, Inc., Teva Pharmaceutical Industries Ltd., Teva Neuroscience, Inc., Yeda Research and Development Co. Ltd., on one hand, and Defendants Novartis AG and Sandoz International GmbH (collectively the "Foreign Defendants") on the other, hereby jointly move for an order dismissing all claims against the Foreign Defendants in the above-captioned action without prejudice, with each party to bear its own costs, expenses, and attorneys' fees.

Dated: New York, New York
August 24, 2010

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~~PROPOSED~~ ORDER OF DISMISSAL

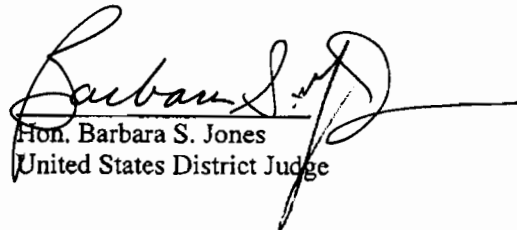
CAME ON THIS DAY for consideration of the Stipulated Motion for Dismissal of all claims asserted against Novartis AG and Sandoz International GmbH in *Teva Pharmaceuticals USA, Inc. v. Sandoz, Inc.*, 08 CV 7611 (BSJ), without prejudice, and the Court being of the opinion that said motion should be GRANTED, it is hereby

ORDERED, ADJUDGED AND DECREED that all claims and asserted against Novartis AG and Sandoz International GmbH in *Teva Pharmaceuticals USA, Inc. v. Sandoz, Inc.*, 08 CV 7611 (BSJ), are hereby dismissed without prejudice.

It is further ORDERED that all costs, expenses, and attorneys' fees are to be borne by the party that incurred them.

Dated: 8-26-10

SO ORDERED:


Hon. Barbara S. Jones
United States District Judge